

Forest Land-Raigad and Thane
Diversion of 47.4170 ha of forest land
in favour of the Executive Engineer
(MTHL), MMRDA, Bandra Kurla
Complex, Bandra (E), Mumbai for six
laning of Mumbai Trans Harbour
Link Road in Raigad & Thane district
in the State of Maharashtra.

Government of Maharashtra
Revenue and Forest Department
Government Order No.FLD-1313/C.R.206/F-10

Mantralaya, Mumbai 400032.

Date:-23.01.2024.

Reference:

- 1) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/RS-2/ID No.12181/(50)/1406/15-16, dt.02.11.2015.
- 2) Government of Maharashtra letter No.FLD-1313/C.R.206/F-10, dt.30.09.2013.
- 3) Ministry of Environment, Forests & Climate Change, Government of India, (FC Division) F. No. 8-89/2013-FC, dt. 22.01.2016.
- 4) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/NC/II/I.D-12181(Pt-3)/1529/2018-19, dt.02.11.2018.
Letter No. Desk-17/Nodal/FCA-S2/P.I.D-3308/Thane/2575, dt. 04.12.2023.
- 5) Government of Maharashtra letter No.FLD-1313/C.R.206/F-10, dt.05.12.2023.
- 6) Ministry of Environment, Forests & Climate Change, Government of India (FC Division) F. No.8-89/2013-FC/12677, dt. .22.12.2023.
- 7) Additional Principal Chief Conservator of Forests & Nodal Officer, Letter No. Desk-17/Nodal/FCA/S2/PID-12181/Thane/2023-24/2861, dt. 08.01.2024.

Order:-

Whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Nagpur vide letter under reference No.1 has submitted a proposal to the State Government for diversion of 47.4170 ha of forest land in favour of the Executive Engineer (MTHL), MMRDA, Bandra Kurla Complex, Bandra (E), Mumbai for six laning of Mumbai Trans Harbour Link Road in Raigad & Thane district in the State of Maharashtra;

AND whereas, the State Government vide under letter reference No.2 has sent the proposal for approval of Ministry of Environment, Forests & Climate Change, Government of India (FC Division);

AND whereas, the Government of India after due consideration, vide letter under reference No.3, accorded 'In-principle' approval to divert the 47.4170 ha. Forest Land for the

above project under section 2 of Forest (Conservation) Act, 1980. The said approval is subject to fulfillment of certain conditions by the User Agency;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.4 has submitted compliance of those conditions to the State of Maharashtra;

AND whereas, the State Government vide letters under reference No.5 has submitted compliance of those conditions to the Government of India;

AND whereas, the Ministry of Environment, Forests & Climate Change, Government of India (FC Division), vide under reference no. 6 accorded 'Final approval' to divert the of 47.4170 ha of Forest land in favour of 47.4170 ha of forest land in favour of the Executive Engineer (MTHL), MMRDA, Bandra Kurla Complex, Bandra (E), Mumbai for six laning of Mumbai Trans Harbour Link Road in Raigad & Thane district in the State of Maharashtra under section 2 of Forest (Conservation) Act, 1980;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur vide letter under reference No.7 has requested State Government to issue diversion order in the matter;

NOW, therefore, Government of Maharashtra hereby directs that the area of 47.4170 ha consisting of Protected Forest, Mangrove, Restored Private Forest, Land more specifically described in the proposal submitted vide letter under reference No. 1 and as per details given in the Schedule given below, be diverted to the User Agency, i.e. Executive Engineer (MTHL), MMRDA, Bandra Kurla Complex, Bandra (E), Mumbai for construction of six laning of Mumbai Trans Harbour Link Road in Raigad & Thane district in the State of Maharashtra.

The diversion shall be effected subject to the terms and conditions mentioned in the letters dated 22.01.2016 and dated 22.12.2023 of MoEF&CC, Government of India (FC Division). This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

1. If the number of Trees / Mangrove trees to be felled increases during implementation of the project, user agency shall obtain prior permission from Central Government and Hon'ble High Court accordingly.
2. Chief Conservator of Forests (T), Thane shall ensure that the project is being implemented only on forest land for which Central Government has granted forest clearance.
3. The User Agency shall comply with all the conditions stipulated in the 'in-principle' and 'final approval' letters of MoEF&CC, Government of India (FC Division), referred above. The Chief Conservator of Forests (T), Thane shall ensure the strict compliance of the conditions by the User Agency and shall furnish the report in this regard to

Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.

4. For ensuring the compliances and for monitoring the duly prescribed activities and also to carry out other statutory duties, user agency shall facilitate unhindered access/entry in the area to the local forest Officer. In case the user agency prohibits the free access or create hindrances, the permission given under this Order for the diversion of forest area for the non-forest use shall be withdrawn.
5. User Agency shall not collect any toll from the vehicles carrying forest officers on duty.
6. Non-compliance of any of the conditions mentioned in MoEF&CC, Government of India (FC Division) letters dated 22.01.2016 and dated 22.12.2023, in this order and Rules & Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.
7. In case of non-compliance of any of the above conditions, the Chief Conservator of Forests (T), Thane shall report through the State Government to Ministry of Environment, Forests & Climate Change, Government of India (FC Division) as per procedure laid down in guidelines under the Forest (Conservation) Act, 1980.

SCHEDULE

Village	Taluka	Dist.	Sur. No.	Legal Status	Area (in ha.)
Alibag Division					
Gavan	Panvel	Raigad	24,25,26,27,41, to 44,52, to 60,76, to 78,80,81,127pt., 480,437pt., 442pt., 444pt., 446pt., 262, 391B.	Protected Forest (1.012 Ha.), Mangrove (37.2754 Ha)	38.2874 Ha.
Jasai	Uran		4/D,4/A,71/A,1A,71/2A, 71/4,71/5,127/3B/B,127/3B,127/4A,127/5,127/8,1 27/9,127/10A,127/10B.	Protected Forest (5.5001 Ha.) Restored Pvt. Forest (1.883 Ha)	7.3831 Ha.
Chirle			198,199,6/B (Old Sur No. 6pt).	Protected Forest (0.4465 Ha)	0.4465 Ha.
Thane Division					
Sewri	Kurla	Thane	CTS No. 865	Mangrove (1.30 Ha)	1.30 Ha.
Total Area					47.4170 Ha.

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with Reference No. 202401231735356219 This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi.
2. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur.
3. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Principal Chief Conservator of Forests & CEO, Maha-CAMPA, Nagpur.
5. Addl. Principal Chief Conservator of Forests & Nodal Officer, Nagpur.
6. Additional Principal Chief Conservator of Forests (Conservation), Nagpur.
7. Collector, Raigad & Thane.
8. Chief Executive Officer, Zilha Parishad, Raigad & Thane.
9. Chief Conservator of Forests (T), Thane.
10. Deputy Conservator of Forests, Alibag & Thane.
11. Executive Engineer (MTHL), MMRDA, Bandra Kurla Complex, Bandra (E), Mumbai.
12. Select File.

I. Collector- Raigad & Thane and Chief Executive Officer, Zilha Parishad, Raigad & Thane, are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.

II. Executive Engineer (MTHL), MMRDA, Bandra Kurla Complex, Bandra (E), Mumbai is hereby directed to publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No. etc. and along with the conditions and safe guards imposed by the Central Government while granting forest clearances in two widely circulated daily

newspapers, one in vernacular language and other in English language. Copy of the Newspapers be submitted to Chief Conservator of Forests (T), Thane, Deputy Conservator of Forests, Alibag & Thane.

III. Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.